

CHAPTER NO. 119

SENATE BILL NO. 47

By Cohen

Substituted for: House Bill No. 864

By Marrero, Larry Turner, Miller, Henri Brooks, John DeBerry, Bowers

AN ACT to amend Tennessee Code Annotated, Section 49-7-118, relative to university and college police and security departments.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-7-118, is amended by deleting subsection (f) in its entirety and by substituting instead the following:

(f)(1) Private universities having an enrollment of at least nine thousand (9,000) students and nine thousand (9,000) or more employees, and located within counties having a metropolitan form of government or private universities or colleges accredited by the Southern Association of Colleges and Schools and located within a county with a population in excess of eight hundred thousand (800,000) according to the 2000 federal census or any subsequent federal census, may also employ and commission police officers under the conditions described in the preceding subsections and in this subsection; provided, that the chief law enforcement officer of the metropolitan government or municipal law enforcement agency in which the private university or college is located has appointed the police officer a special deputy in accordance with § 8-8-212, or has appointed the police officer a special police officer.

(2) The municipal law enforcement agency having jurisdiction where the private university or college is located shall define any geographical limitation on the exercise of police power of the special deputy or special police officer.

(3) Notwithstanding any law to the contrary, the law enforcement agency having jurisdiction where the private university or college is located shall be immune from any suit by anyone incurring any wrong, injury, loss, damage, or expense resulting from any act or failure to act on the part of any special deputy or special police officer commissioned a police officer by a private university or college.

(4) No person shall be appointed a special deputy or a special police officer or be commissioned a police officer by a private university or college unless such person proves to the law enforcement agency having jurisdiction where the private university or college is located that such person's financial responsibility is in accordance with the terms of § 8-8-303(c).

(5) This provision shall not entitle such officers to any public funding, for training or otherwise.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: April 25, 2005


JOHN S. WILDER
SPEAKER OF THE SENATE


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 4th day of May 2005


PHIL BREDESEN, GOVERNOR